

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

ERIC FORSYTHE, Individually and On Behalf of All Others Similarly Situated,  Plaintiff,  vs.  SUN LIFE FINANCIAL INC., et als.,  Defendants,	: : : : : : : : : :	<b>C.A. No. 04-CV-10584</b> <b>(GAO)</b>
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## **ASSENTED-TO MOTION TO CHANGE HEARING DATE**

Lead Plaintiffs, with the assent of all defendants, move this Court to change the hearing on the Defendants' Motion to Dismiss now scheduled for September 22, 2005 to October 25, 2005, or as an alternative, to October 26, 2005. As grounds for this motion, Lead Plaintiffs state that Lead Counsel will be out of the country on September 22, 2005, and that defense counsel also have conflicts on that date. All counsel are available on October 25, 2005 or October 26, 2005.

Dated: September 1, 2005

Respectfully submitted,

## **MOULTON & GANS, P.C.**

By: /s/ Nancy Freeman Gans  
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**LOCAL RULE 7.1 CERTIFICATE**

I, Nancy Freeman Gans, Liaison Counsel for Lead Plaintiffs, hereby certifies that I have consulted with Joanthan A. Shapiro, Esquire, Wilmer Cutler Pickering Hale & Dorr, LLP, counsel for defendants Sun Life Financial, Inc. and MFS Company. Mr. Shapiro has consulted with George Skelly, Esquire, Nixon Peabody LLP, counsel for defendant Kevin R. Parks; John J. Falvey, Jr., Esquire, Goodwin Proctor LLP, counsel for defendant George W. Ballen; Jane Willis, Esquire, Ropes & Gray LLP, counsel for defendants Lawrence H. Cohn, William R. Gutow, J. Atwood Ives, Abby M. O'Neill, Lawrence T. Perera, William J. Poorvu, J. Dale Sherratt, Elaine R. Smith, Ward Smith and MFS Funds and Abigail Hemani, Esquire and James C. Rehnquist, Esquire, counsel for defendant Jeffrey L. Shames. All defendants consent to this motion.

/s/ Nancy Freeman Gans  
Nancy Freeman Gans

**CERTIFICATE OF SERVICE**

I, Nancy Freeman Gans, hereby certify that a true copy of the above document was served upon each party by mailing a copy of same, postage prepaid, to all counsel of record on September 1, 2005.

/s/ Nancy Freeman Gans  
Nancy Freeman Gans